

Charles David Earwood
350 Afco Road #EM 318
West Memphis, AR 7230

3:18-cv-157 BSM-JTR

8-16-18

2018 AUG 20 AM 9:43

JAMES W. MCCORMACK

Eastern District of Arkansas District Court

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT ARKANSAS

BY:

600 West Capitol Ave. Suite 149 A
Little Rock, AR 72204

AUG 20 2018

JAMES W. MCCORMACK, CLERK
By: C. G. Miller
DEP CLERK

RE: Case number in Question is unledgable
case# ONWR-09-1206
(see information page number ① one)

RE: Double Jeopardy (argument A)

RE: Motion for Discovery (argument B, information
page ② two)

RE: Inmate communication form for staff at
Crittenden County Detention Center (argument C,
information page ③ three)

RE: Motion to Dismiss / with Demand for Early
Release (argument D)

This case assigned to District Judge Miller
and to Magistrate Judge Ray

Double Jeopardy (argument A)

While incarcerated in 2009, in Mississippi County Detention Center, I Charles Earwood made a phone call to Dianne Kelly's (my mother) cell phone from INSIDE MCDC in Luxora, AR. Days after I was adjudicated without trial, to an extra 30 days and \$600.00 fine, and 47 days later I was handcuffed and transported to Jonesboro, AR for a 3 day mental evaluation at a facility I do not know the name. After 3 days I was found lucid and transported back to MCDC and released (time served).

Now I've been arrested again for the second time for the same phone call in 2009. Both county jails have new computers systems and both show that I've never been there at either of them.

The only record that might exist is the 3 day evaluation at the co-ed doctors office of glass at Jonesboro where I was NOT medicated.

I cannot be punished twice for the same phone call by two different counties, once where I made the call and again to the county where the call was recieved.

INFO

1

THE DISTRICT COURT OF CRITTENDEN COUNTY, ARKANSAS
MARION DIVISION

☒ CITY OF MARION
☐ STATE OF ARKANSAS

vs. Charles EarwoodCASE #: 0NWR-09-1206SCHEDULING ORDER

On this 2nd day of August, 20 18, the defendant appeared with his/her attorney, P.D. and the defendant plead not guilty to the charges in the above-referenced case(s).

This matter is set for trial on Sept. 20th, 20 18, at 1:30 P.M., and the defendant and his/her attorney are ordered to appear on said date and time.

X 2022033 3/2/18
Defendant Date

Attorney Date

Fuller
Judge Date

Inmate's Copy
Crittenden County District Court (Marion Division)
14 Military Road, Post Office Box 717
Marion, AR 72364
Phone: (870) 739-5411
Fax: (870) 739-3150

4
Motion for Discovery (argument [B] ; information page ②)

Public Defenders office's either Marion or West Memphis is non-communicative about this case. Judge Fred Thorne has taken this case back and forth between municipal courtrooms in these two cities so many times I've lost count, Motion for Discovery has not been delivered according to law.

The bottom of information page ② says I will receive written notification when it has been completed, and I have received NONE.

2

INFO

CRITTENDEN COUNTY DETENTION CENTER
350 AFCO ROAD, WEST MEMPHIS, AR 72301
870-702-2010

Prisoner outside communication forms for parole officers and attorneys ONLY!
*****write clear so that it can be understood for the reader!*****

Date 8-16-18

Detainee's Name Charles Earwood
Print your name

Pod Location EM 318

Please circle which department this form is intended for:

Parole Officer

Attorney

What is your parole officer or attorney's name? Public Defender's Office

Where are they located and/or what firm do they work for? 14 Military Road,
P.O. Box 717, Marion, AR 72364

Please explain in detail what it is that you want them to know, be brief and straight to the point:

Motion for Discovery

Delivered to me immediately!!!

Please sign your name [Signature]

PLEASE NOTE:

These forms will be picked up every Wednesday before noon and faxed no later than Thursday by noon and you will receive written notification when it has been completed.

Inmate communication form for staff at Crittenden County Detention Center (argument ☐, information page ☒)

Communications forms have been ignored by Coleman and other staff members of Crittenden County Detention Center, If I could get one of them to sign a form and "deny me" the addresses I requested to higher courts of the United States government offices, then I'm sure I would win monetary relief as I should have for the 42:1983 Civil Rights Case I filed from inside MCDC in 2012 Earwood vs. Whitfield/Langston.

I filed attempted to in 2009, and was "lost" in the system, and again in 2012 where in page 10 (ten) of litigation it was agreed upon by Susan Webber Wright that my civil rights were violated in 2012.

Sooner or later I'm gonna win this money!

7
3

INFO

INMATE COMMUNICATION FORM

Please check the appropriate box

☒ MEDICAL REQUEST

☐ GRIEVANCE

☒ PRISONER TO STAFF

Date: 8-16-18

Detainee Name: Charles Earwood

Detainee date of birth: 05/11/75

Pod location EM Cell # 318

Name of staff member that you are writing: Coleman

Please write your message below:

Request for Law Library
Request for District Court Clerk address Little Rock
Request for East District of Arkansas Court address

If this is concerning medical please answer the following questions:

1. Who is your regular doctor? _____
2. When was your last doctor or nurse visit? _____
3. Are you currently taking any medications? _____

If so, list medications that you are taking: _____

Where do you get your prescriptions filled? _____

Detainee signature: [Signature]

Motion to Dismiss / with Demand for Early Release
(argument [D])

Motion to Dismiss / with request for OR / with Demand for Early Release is as of now unheard; as I have witnessed, the Judge, Fred Thorne, advise the plaintiff in the courtroom that the "Statutes of Limitations" may have run out on the warrant considering case # ONWR-09-1206 and advise the plaintiff to "refresh" the charges at which time the plaintiff Dianne Kelly made a new statement and new warrant was issued for the same charges which according to changes to Arkansas state law between 2009 and now, 2018 Terroristic threatening is not a misdemeanor now it is a felony.

91

I Charles David Earwood do here by swear in the court of the Eastern District of Arkansas on this 16th day of August in the year of 2018, that the foregoing to be true and correct, and do hereby declare that all evidence is not available to me as an inmate of Crittenden County Detention Center.

Charles David Earwood



and also will declare to the court as an indigent inmate I am unable to serve said appropriate copies to persons of the court, plaintiff, and so forth, if the Honorable court would do so to the following:

Attn: Coleman of CCDC

350 Alico Road

West Memphis, AR 72301

Attn: Dianne Kelley

363 Brentwood Cv.

Marion, AR 72364

Attn: Judge Fred Thorne

14 Military Road

P.O. Box 717

Marion AR 72364

Attn: Public Defenders Office / Brian Donaldson

14 Military Road

P.O. Box 717

Marion AR 72364